

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

6 JESSE J. BOYKIN,

Case No: C 10-2517 SBA

Plaintiffs,

ORDER

8 vs.
9 PATRICK DONAHOE, United States
Postmaster General.

Docket 51

Defendant.

The parties are presently before the Court on Defendant Patrick Donahoe’s (“Defendant”) Motion for Leave to File First Amended Answer. Dkt. 51. On August 11, 2011, the Court issued an Order requiring Plaintiff Jesse J. Boykin (“Plaintiff”) to file an opposition or statement of non-opposition by no later than August 22, 2011. Dkt. 54. Under this Court’s Standing Orders, “[t]he failure of the opposing party to file a memorandum of points and authorities in opposition to any motion shall constitute a consent to the granting of the motion.” Dkt. 8 at 2 ¶8. Notwithstanding the requirements of this Court’s August 11, 2011 Order and the Court’s warnings in its Standing Orders, Plaintiff has filed nothing in response to the pending motion. Accordingly,

IT IS HEREBY ORDERED THAT Defendant's Motion for Leave to File First Amended Answer is GRANTED. Within seven (7) days of this Order, Defendant shall file his First Amended Answer. This Order terminates Docket 51.

IT IS SO ORDERED

Dated: September 14, 2011

Saudra B. Armstrong
SAUNDRA BROWN ARMSTRONG
United States District Judge

1
2 UNITED STATES DISTRICT COURT
3 FOR THE
4 NORTHERN DISTRICT OF CALIFORNIA

5 BOYKIN et al,
6 Plaintiff,
7 v.
8 POTTER ET AL et al,
9 Defendant.

10 Case Number: CV10-02517 SBA

11 **CERTIFICATE OF SERVICE**

12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
13 Court, Northern District of California.

14 That on September 14, 2011, I SERVED a true and correct copy(ies) of the attached, by placing
15 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
16 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
receptacle located in the Clerk's office.

17
18 Jesse J. Boykin
19 745 Jackson Street
Fairfield, CA 94533-5715

20 Dated: September 14, 2011

21 Richard W. Wieking, Clerk

22 By: LISA R CLARK, Deputy Clerk